

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 1270 - SB 1274**

March 16, 2023

**SUMMARY OF BILL:** Adds medical treatment to the list of noncustodial community corrections options for which community corrections funds may be used to develop or expand the range of community punishments and services available at the local level.

**FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Pursuant to Tenn. Code Ann. § 40-36-302(a)(1)(A)-(E), noncustodial community corrections options for which community corrections funds may be used to develop or expand the range of community punishments and services available at the local level include, but are not limited to:
  - Community service supervision;
  - Victim restitution supervision and victim-offender mediation;
  - Alcohol or drug outpatient treatment;
  - House arrest; and
  - Psychiatric counseling.
- The proposed legislation adds medical treatment to the list of noncustodial community corrections options for which community corrections funds may be used.
- Pursuant to Tenn. Code Ann. § 40-36-304(d), funding for community corrections programs is granted to counties on the basis of a documentation of local need, together with consideration of whether the local community corrections advisory board's community corrections plan, including budget requests, the geographical and program considerations of the state and funding availability.
- Pursuant to Tenn. Code Ann. § 40-36-304(c)(1), funding is granted on an annual basis, with the disbursement of funds on a quarterly basis at the beginning of each quarter after the submission and approval of an expenditure monitoring report and program monitoring report. At the end of the fiscal year, any unspent moneys by the program are required to be returned to the Department of Correction (DOC) to be used for reallocation to other programs administered by the DOC; provided, that counties are eligible to apply for any unspent funds that exist at the beginning of the fourth quarter.
- Expanding the list of noncustodial community corrections options for which community corrections funds are authorized to be used will not change the amount of financial aid a local community corrections advisory board receives in funding to operate a community

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corrections program; however, it may result in less unspent money being returned to the DOC at the end of a fiscal year and reallocated to other programs. Based on information provided by the DOC, any impact to the department is estimated to be not significant.

- Adding medical treatment to the list of noncustodial community corrections options for which community corrections funds may be used will not result in any significant impact to state or local government; therefore, any fiscal impact is estimated to be not significant.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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